

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

FILED
CLERK'S OFFICE
2004 JAN 26 P 1:20

DIRECTV, INC.,

Plaintiff

v.

JOSEPH GRYBOSKI,

Defendant

Civil Action 03-12255-WGY

ANSWER AND JURY DEMAND

COMES NOW the defendant, through counsel undersigned, and answering the plaintiff's complaint states:

1. Defendant lacks sufficient information to admit or deny the allegations of paragraphs 1-17, and therefore denies same.
2. Defendant admits the allegation of paragraph 18 that he is currently a resident of this District, but otherwise denies the allegations of said paragraph.
3. Defendant admits the allegations of paragraph 19 that he is a resident of Newbury, Massachusetts, but denies all other allegations of paragraph 19.
4. Defendant denies the allegations of paragraph 20.
5. Defendant denies the allegations of paragraphs 21 – 23.
6. Defendant admits the allegations of paragraph 24 but denies that he engaged in any conduct which gives rise to, or supports, any of the causes of action set forth in the complaint.

7. Defendant admits the allegations of paragraph 25 that this Court has subject matter jurisdiction of this controversy, but denies each and every allegation and inference that he engaged in any unlawful act or conduct which would provide the basis for any relief under the statutes enumerated in said paragraph.
8. As to paragraph 26, defendant admits that he resides in the District of Massachusetts but denies that he engaged in any unlawful act or conduct as alleged in the complaint.
9. In response to paragraph 27, defendant restates his answers to paragraphs 1 – 26.
10. Defendant denies the allegations of paragraphs 28 – 30.
11. In response to paragraph 31, defendant restates his answer to paragraphs 1 – 30.
12. Defendant denies the allegations of paragraphs 32 – 35.
13. In response to paragraph 36, defendant restates his answer to paragraphs 1 – 35.
14. Defendant denies the allegations of paragraphs 37 – 42.
15. In response to paragraph 43, defendant restates his answer to paragraphs 1 – 42.
16. Defendant denies the allegations of paragraphs 44 – 48.

First Affirmative Defense

The complaint fails to state a claim upon which relief can be granted.

Second Affirmative Defense

Any and all claims asserted in the complaint are barred by the relevant statutes of limitations.

Third Affirmative Defense

Plaintiff's claims are barred by estoppel.

Fourth Affirmative Defense

Plaintiff's claims are barred by laches.